Patent Docket P1123R1D1C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Lowman et al. Serial No.: not yet assigned Filed: Herewith For: Method for Treating IgE-Mediated Disorders (as amended)	Group Art Unit: 1644 Examiner: not yet assigned Confirmation No: not yet assigned CUSTOMER NO: 09157 **CERTIFICATION UNDER 37 CFR 1.10** EV 351928438 US : Express Mail Number March 2 , 2004: Date of Deposit **I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450** Christine Ricks

INFORMATION DISCLOSURE STATEMENT

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith patents, publications or other information listed on the attached revised Form PTO-1449, of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56.

This Information Disclosure Statement is filed in accordance with the provisions of:

[X] **37 CFR §1.97(b)**

- within three months of the filing date of the application other than a continued prosecution application under 37 CFR §1.53(d); **or**
- within three months of the date of entry of the national stage of a PCT application as set forth in 37 CFR§1.491, **or**
- before the mailing of the first Office action on the merits; **or**
- before the mailing of the first Office action after the filing of a request for a continued examination under 37 CFR §1.114.

[] **37 CFR §1.97(c)**

- by the applicant after the period specified in 37 CFR §1.97(b), but prior to the mailing date of any of a final action under 37 CFR §1.113, or a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application, and is accompanied by either the fee set forth in 37 CFR §1.17(p) **or** a statement as specified in 37 CFR §1.97(e), as checked below.

[] **37 CFR §1.97(d)**

- after the period specified in CFR §1.97(c), and is accompanied by the fee set forth in 37 CFR §1.17(p) **and** a statement as specified in 37 CFR §1.97(e), as checked below.

[If either of boxes 37 CFR §1.97(c) or 37 CFR §1.97(d) is checked above, the following statement under 37 CFR §1.97(e) may need to be completed.]

[] **37 CFR §1.97(e**)Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.

[] **37 CFR §1.704(d)** Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and the communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of this information disclosure statement. Therefore, in accordance with the provisions of 37 CFR §1.704(d), the filing of this information disclosure statement will not be considered a failure to engage in reasonable efforts to conclude prosecution under 37 CFR §1.704.

[] The U.S. Patent and Trademark Office is hereby authorized to charge Deposit Account No. 07-0630 in the amount of $180.00 to cover the cost of this Information Disclosure Statement under 37 CFR §1.17(p). Any deficiency or overpayment should be charged or credited to this deposit account.

A list of the patent(s) or publication(s) is set forth on the attached revised Form PTO-1449 (Modified).

Those patent(s) or publication(s) which are marked with one asterisk (*) in the attached PTO-1449 form are not supplied because they were previously cited by or submitted to the Office in a prior application Serial No. 09/716,028, filed November 17, 2000 and relied upon in this application for an earlier filing date under 35 USC §120.

Those patent(s) or publication(s) which are marked with two asterisks (**) in the attached PTO-1449 form are not supplied because pursuant to a Patent Office waiver signed July 11, 2003, applicants are no longer required to submit copies of United States patents cited in Information Disclosure Statements for

applications filed after June 30, 2003 (1276 OG 55).

A concise explanation of relevance of the items listed on PTO-1449 is:

[X] not given

[] given for each listed item

[] given for only non-English language listed item(s) [Required]

[] in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references.

In accordance with 37 CFR §1.97(g), the filing of this information disclosure statement shall not be construed as a representation that a search has been made.

In accordance with 37 CFR §1.97(h), the filing of this information disclosure statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b).

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 for this Information Disclosure Statement, or credit overpayment to Deposit Account No. 07-0630.

Respectfully submitted,

GENENTECH, INC.

Date: March 2, 2004

By: 

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LIST OF DISCLOSURES CITED BY APPLICANT

(Use several sheets if necessary)

Atty Docket No.	Serial No.
P1123R1D1C1	
Applicant: Lowman et al.	
Filing Date	Group

U.S. PATENT DOCUMENTS

Examiner Initials		Document Number	Date	Name	Class	Subclass	Filing Date
	* 1	4,255,519	10.03.81	Terada et al.			
	* 2	4,275,149	23.06.81	Litman et al.			
	* 3	4,816,567	28.03.89	Cabilly et al.			
	* 4	5,534,617	09.07.96	Cunningham et al.			
	* 5	5,561,053	01.10.96	Crowley			
	* 6	5,622,700	22.04.97	Jardieu et al.			
	* 7	5,705,154	06.01.98	Dalie et al.			
	* 8	5,750,373	12.05.98	Garrard et al.			
	* 9	5,821,337	13.10.98	Carter et al.			
	** 10	5,965,709	12.10.99	Presta et al.			
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	*17	93/11161	10.06.93	PCT				
	18	WO 92/17207	15.10.92	PCT				
	*19	WO 93/04173	04.03.93	PCT				
	*20	WO 93/16185	19.08.93	PCT				
	21	WO 94/20533	15.09.94	PCT				
	*22	WO 95/24481	14.09.95	PCT				
	*23	WO 97/06822	27.02.97	PCT				

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	*25	Amit et al., "Three-Dimensional Structure of an Antigen-Antibody Complex at 2.8 A Resolution" Science 233:747-753 (Aug 1986)
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	*27	Brennan et al., "Preparation of bispecific antibodies by chemical recombination of monoclonal immunoglobulin G_1 fragments" Science 229:81-83 (July 1985)
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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